

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF MISSOURI  
WESTERN DIVISION**

David Johnson,

Plaintiff,

v.

CoreCivic, et al.,

Defendants.

**No. 4:16-cv-00947-SRB**

**SECURUS TECHNOLOGIES, INC.'S MOTION TO STAY PROCEEDINGS**

Defendant Securus Technologies, Inc., through counsel, hereby moves this Court for an order staying proceedings in this case until the Eighth Circuit either denies Securus's pending petition for permission to appeal pursuant to Federal Rule of Civil Procedure 23(f) or resolves any resulting interlocutory appeal. *See Johnson v. CoreCivic, et al.*, No. 18-8015 (8th Cir.). As explained in the accompanying Suggestions in Support, a stay is warranted in this case because (i) Securus is likely to succeed on appeal, particularly in view of the issues of first impression raised in its Rule 23(f) petition and on which the Court's class certification decision was based; (ii) without a stay, Securus faces a significant risk of irreparable harm relating to class-wide discovery, motions practice, and trial preparation that may prove unnecessary based on the Eighth Circuit's decision; (iii) a stay will not substantially harm Plaintiff, particularly because Rule 23(f) petitions and appeals are resolved quickly; and (iv) the public interest favors a stay because a stay promotes judicial efficiency and economy.

\* \* \*

WHEREFORE, Securus respectfully requests that the Court enter an order staying proceedings in this action until the Eight Circuit either denies Securus's Rule 23(f) petition or resolves any interlocutory appeal it takes pursuant to the Rule 23(f) petition.

Respectfully submitted,

HUSCH BLACKWELL LLP

Dated: October 4, 2018

/s/ R. Ryan Harding

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ATTORNEYS FOR DEFENDANT  
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**CERTIFICATE OF SERVICE**

I certify that, on October 4, 2018, the foregoing was filed electronically with the Clerk of the Court to be served by operation of the Court's ECF system upon all attorneys of record.

/s/ R. Ryan Harding  
Attorney for Defendant  
Securus Technologies, Inc.

